

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

GLOBAL PAYMENTS
DIRECT, INC.,

Plaintiff,

vs.

INTELLIGENT PAYMENTS,
LLC, INTELLIGENT
CONTACTS, INC., JEFFREY
KENDALL MAINS and JOHN
WESLEY SHUTT,

Defendants.

Civil Action No.
1:14-cv-02634-LMM

MOTION TO REOPEN ADMINISTRATIVELY CLOSED CIVIL ACTION

By this motion, Intelligent Payments, LLC (“Intelligent”) seeks to redress an error with the Consent Motion to Dismiss with Prejudice (“Motion”) that was granted by the Court. The Motion did not include dismissal of Intelligent’s third-party claims. The Motion was only directed to dismiss the claims vis-à-vis Intelligent and Global Payments Direct, Inc.

Specifically, on February 19, 2016, Plaintiff filed a Consent Motion to Dismiss with Prejudice. (Docket No. 44.) On February 22, the Court entered an Order granting Plaintiff's Motion. (Docket No. 45.)

The Motion, however, only concerned the claims between Plaintiff and Intelligent. The Motion did not include the third-party claims that Intelligent has filed.

The “termination” of the case was an error and should be corrected so as not to prejudice Intelligent’s third-party claims. Intelligent’s claims remain pending and no party has sought to or suggested that dismissal of those claims is appropriate as a result of the settlement between Plaintiff and Intelligent.

Wherefore, Intelligent moves this Court to re-open this action because the administrative closing of this civil action was premature and contrary to its rights as to the third-party claims.¹

Respectfully submitted this 11th day of March, 2016.

/s/ Reza Sina

Reza Sina

Theodore F. Monroe

Law Offices of Theodore F. Monroe

800 W. Sixth Street, 5th Floor

Los Angeles, California 90017

Phone: (213) 417-3661

Fax: (213) 622-1444

Email: monroe@tfmlaw.com

reza@sinalawgroup.com

¹ Pursuant to Local Rule 7.1D, Intelligent certifies that this brief has been prepared with one of the font and point selections approved by the Court in Local Rule 5.1C.

Nathan D. Chapman
Anthony E. Giardino
Kabat Chapman & Ozmer LLP
171 17th Street NW,
Suite 1550
Atlanta, GA 30363
Phone: (470) 447-0600
Fax: (470) 447-0615
Email: nchapman@kcozlaw.com
agiardino@kcozlaw.com

*Attorneys for Defendants and
Counterclaim Plaintiff, and Third-Party
Claims*

CERTIFICATE OF SERVICE

I hereby certify that on March 11, 2016, I electronically filed **MOTION TO REOPEN ADMINISTRATIVELY CLOSED CIVIL ACTION** with the Clerk of Court using the CM/ECF system, which will automatically send notification of such filing to the following attorneys of record or via U.S. First Class Mail, where indicated:

Nathan D. Chapman
Anthony E. Giardino
Kabat Chapman & Ozmer
LLP
171 17th Street NW
Suite 1550
Atlanta, GA 30363

*Attorney for Defendants
and Third-Party Plaintiff
Intelligent Payments, LLC*

A. Todd Merolla
James S. Schell
Merolla & Gold, LLP
75 14th Street, Suite 2130
Atlanta, GA 30309

*Attorneys for 123 IT
Support, Inc. and Adam
Urban*

Theodore F. Monroe
Law Offices of Theodore
F. Monroe
800 W. Sixth St. 5th Floor
Los Angeles, CA 90017

*Attorney for Defendants
and Third-Party Plaintiff
Intelligent Payments, LLC*

Via U.S. First Class Mail
Wayne Savage
12814 W. Windsor Ave.
Avondale, AZ 85392

Pro se

Reza Sina
Sina Law Group
1543 17th Street, 3rd Floor
Santa Monica, CA 90401

*Attorney for Defendants
and Third-Party Plaintiff
Intelligent Payments, LLC*

Markee L. Squire
The Squire Firm, LLC
7120 Northgreen Dr. NE
Sandy Springs, GA
30328

*Attorney for Matrix Data
Systems, Inc. and
Raymond Pinter*

Respectfully submitted this 11th day of March, 2016.

/s/ Reza Sina

Reza Sina
Theodore F. Monroe
Law Offices of Theodore F. Monroe
800 W. Sixth Street, 5th Floor
Los Angeles, California 90017
Phone: (213) 417-3661
Fax: (213) 622-1444
Email: monroe@tfmlaw.com
reza@sinalawgroup.com

Nathan D. Chapman
Anthony E. Giardino
Kabat Chapman & Ozmer LLP
171 17th Street NW,
Suite 1550
Atlanta, GA 30363
Phone: (470) 447-0600
Fax: (470) 447-0615
Email: nchapman@kcozlaw.com
agiardino@kcozlaw.com

*Attorneys for Defendants and
Counterclaim Plaintiff, and Third-Party
Claims*